



*21/ Petition
under 1.181*

PATENT
ATTY. DKT NO. 11285/P58317US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:

Jim APPINO et al.

Serial No.: 08/865,044

Art Unit: 1615

Filed: May 29, 1997

Examiner: R. Bawa

Title: DEVICE FOR DISPENSING A THERAPEUTIC OR COSMETIC SUBSTANCE,
THE INERT VEHICLE OF WHICH IS A VOLATILE POLYDIORGANOSILOXANE,
AND COMPOSITION INTENDED TO BE USED IN THE DEVICE

**PETITION UNDER 37 CFR §1.181
TO WITHDRAW HOLDING OF ABANDONMENT**

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

Applicants respectfully request that the holding of abandonment be withdrawn since there was no abandonment in fact.

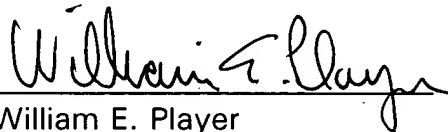
A Notice of Abandonment was mailed December 21, 1999; informing that the above application was abandoned for failure to respond to an Office action. However, a response to the action was filed in a timely manner, as evidenced by the attached copy of the receipt card for the response, date-stamped by the USPTO. For the convenience of the Office, copies of the response papers filed are, also, attached, hereto.

*Beit
2-17-00*

Therefore, Applicants respectfully request withdrawal of the improper holding of abandonment and notification thereof. Applicants understand that no fee is necessary for this petition. MPEP 711.03(c).

Respectfully submitted,

JACOBSON, PRICE, HOLMAN & STERN, PLLC

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Atty. Docket No.: 11285/P58317US2
Date: December 30, 1999

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